

## ONTARIO ELECTRONIC STEWARDSHIP

### Stakeholder Consultation Summary

Deloitte Restructuring Inc., in its capacity as liquidator (the "Liquidator") of Ontario Electronic Stewardship ("OES"), conducted a stakeholder consultation in respect of proposed amendments to certain rules governing the payment of steward fees.

On May 10, 2021 the Liquidator, on behalf of OES, distributed a notice of consultation to Stewards together with a presentation providing an overview of the Proposed Steward Rules Amendment. The Notice of Consultation provided details on the Proposed Steward Rules Amendment, notified stakeholders of consultations, including webinars to be held on May 20 and 21, 2021, and invited stakeholders to submit questions or comments in writing in advance of the webinars.

On May 14, 2021, an email was sent to stakeholders, advising recipients that an updated presentation had been posted to the Liquidator's case website, and extending the deadline to submit questions and comments until May 18, 2021.

The following is a summary of questions submitted by stakeholders to the Liquidator, along with the Liquidator's response. Stakeholders are encouraged to submit any additional questions to [oeswindup@deloitte.ca](mailto:oeswindup@deloitte.ca).

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**Q: Will organizations that were formerly stewards, but are no longer stewards, receive a refund of fees under the liquidation?**

A: As set out in the consultation materials, the approved Wind Up Plan states that residual funds will be transferred to the Resource Productivity & Recovery Authority ("RPRA"). No refunds will be issued to stewards, past or present.

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**Q: Will the amendment to the steward rules impact disputes between stewards and EPRA with respect to fees owing to EPRA?**

A: The Electronic Products Recycling Association ("EPRA") is a separate and distinct entity from OES. The consultation and the amendment to the Steward Rules relate solely to residual funds held by OES. The Liquidator is unable to advise on the impact of any amendment to the Steward Rules on your obligations to (or claims against) EPRA, as they are outside the scope of the liquidation.

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**Q: Will RPRA publish how exactly they will offset the registry-related expense?**

A: As set out in the consultation materials, RPRA has committed to consulting with stakeholders on the application of residual funds to offset RRCEA registry-related expenses. The Liquidator is unable to comment on the form or content of RPRA's consultations.

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In addition to the questions above, the Liquidator received a written submission from Electronics Product Stewardship Canada ("EPSC"). While EPSC was supportive of the proposed amendment to the Steward Rules, and of a transfer to RPRA of funds currently available to the Liquidator, it requested further discussion in the event that tax litigation contemplated by the Liquidator resulted in additional residual funds.